IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CASE NO.: **CWP No.18633 of 2006**
DATE OF DECISION: November 27, 2006

BALDEV SINGH AND ANOTHER ...PETITIONERS

VERSUS

DEPUTY COMMISSIONER GURDASPUR AND OTHERS ...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ASHUTOSH MOHUNTA.
HON'BLE MRS. JUSTICE NIRMAL YADAV.

PRESENT: MR. PARAMJIT RAJPUT, ADVOCATE FOR THE PETITIONERS.

ASHUTOSH MOHUNTA, J. (ORAL)

The petitioners have impugned the order, Annexures P-4 and P-6 by which they has been ordered to be evicted from the land in question. The petitioner had taken the land on lease in an open auction for a period of 1 year for the year 1993-94 for a sum of Rs.4800/-. This lease period had long expired and therefore, a petition under Section 5 of the Punjab Public Premises and Land (Eviction and Rent Recovery) Act, 1973 was filed against the petitioners by the Gram Panchayat. Before the Collector, it has been conclusively proved that the petitioners had taken the land on lease in an auction for a period of 1 year. This fact is also clear from a perusal of the copy of proceedings book dated 1.6.1993, which is Ex.A-2. The findings of the Collector have been affirmed by the Commissioner.

There is no merit in the writ petition and the same is accordingly, dismissed.

(ASHUTOSH MOHUNTA)
JUDGE

November 27, 2006
Gulati

(NIRMAL YADAV)
JUDGE